

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

In Re ROBERT WAYNE PERRONE,

No. C 07-5051 WHA (PR)


Plaintiff.

ORDER OF DISMISSAL

This case was opened in error when a state prisoner, Robert Perrone, wrote a letter to Senior Judge Thelton Henderson of this court regarding a "Complaint in Intervention" he had previously filed in a case before Judge Henderson, *Plata v. Schwarzenegger*, No. C 01-1351-TEH. It is apparent that Perrone did not intend to commence a new case. This case is **DISMISSED** without prejudice as opened in error. Perrone may ignore the clerk's notice regarding the filing fee.

IT IS SO ORDERED.

Dated: October 2, 2007.



WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE